

EXHIBIT 4

***REDACTED VERSION
OF DOCUMENT
SOUGHT TO BE SEALED***

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC

Plaintiff,

vs.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO, LLC; OTTO TRUCKING
LLC,

Defendants.

Case No. 3:17-cv-00939-WHA (JCS)

**PLAINTIFF WAYMO LLC'S
DISCLOSURE OF ASSERTED CLAIMS
AND INFRINGEMENT CONTENTIONS**

Honorable William H. Alsup

Pursuant to Patent Local Rules 3-1 and 3-2, Plaintiff Waymo, LLC ("Waymo") hereby submits this Disclosure of Asserted Claims and Infringement Contentions for U.S. Patent Nos. 8,836,922 ("the '922 patent"); 9,285,464 ("The '464 patent"); and 9,368,936 ("the '936 patent") (collectively, the "Patents in Suit").

Waymo's Infringement Contentions are based on information presently available to Waymo. Discovery in this matter is ongoing, and Waymo reserves the right to amend and/or

1 supplement this Disclosure should discovery reveal additional, relevant information. *See* N.D.
 2 Cal. Pat. L.R. 3-6.

3 **I. Disclosure Of Asserted Claims And Infringement Contentions**

4 **A. Asserted Claims Pursuant to Patent L.R. 3-1(a)**

5 Based on information currently available, Waymo asserts infringement pursuant to 35
 6 U.S.C. § 271(a), literally and/or under the doctrine of equivalents, of Claims 1, 2, 4, 9, 14, 15, and
 7 16 of the '922 patent; Claims 1, 2, 3, 4, 10, 15, 16, and 17 of the '464 patent; and Claims 1, 3, 5-7,
 8 9, 11, 14, 16, 17, 19, and 20 of the '936 patent (collectively "the Asserted Claims").

9 To date the parties have only engaged in a limited expedited discovery process as ordered
 10 by the Court, and full discovery related to these claims has yet to commence in this matter (Dkt.
 11 61, 426, 441). Waymo reserves its right to amend these contentions, including, asserting
 12 additional claims, once Waymo exhausts the expedited discovery granted by the Court and
 13 continues onto discovery under the standard deadlines.

14 **B. Accused Instrumentalities Pursuant to Patent L.R. 3-1(b)**

15 Based upon Waymo's examination of the information produced pertaining to the Accused
 16 Instrumentalities and the limited discovery available to Waymo as of the date of these contentions,
 17 Waymo asserts that Defendants'¹ Spider and Fuji LiDAR devices infringe the Asserted Claims. In
 18 particular, Waymo asserts that:

19 Defendants' Spider LiDAR device infringes at least Claims 1, 2, 4, 9, 14, 15, and 16 of the
 20 '922 patent and Claims 1, 2, 4, 9, 14, 15, and 16 of the '464 patent.

21 [REDACTED]
 22 [REDACTED]
 23 After Waymo exhausts the expedited discovery granted by the Court, Waymo will seek
 24 additional discovery under the standard deadlines to obtain additional product information that is
 25 in Defendants' possession, custody, or control, and Waymo reserves the right to supplement its

26 _____
 27 ¹ Based on discovery to date, Waymo asserts infringement by these Accused Instrumentalities
 28 by all Defendants.